IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

Crl.MC.No. 1825 of 2007()

PETITIONER: ACCUSED

E.N.VENU, AGED 41 YEARS,
S/O. NARAYANAN, V/220, ELAYIDATH VEEDU,
PALAPRASSERY DESOM, CHENGAMANADU VILLAGE,
ERNAKULAM.

BY ADV. SMT.R.PADMAKUMARI

RESPONDENTS: STATE

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY P.P. SRI.S.U. NAZAR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 07/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

CRL.M.C.NO. 1825 OF 2007

Dated this the 7th day of June, 2007

ORDER

The petitioner is a Police Constable against whom an F.I.R. has been registered and the allegation raised is that he has assets disproportionate to his known sources of income. As soon as the F.I.R. is registered, the petitioner has come to this Court. He prays that the F.I.R. may be quashed by invoking the jurisdiction under Sec.482 of the Cr.P.C.

2. What is the reason? The learned counsel for the petitioner submits that the petitioner's wife runs a business and the family has ample source to justify the assets. This is the question which the petitioner must raise before the Investigating Officer. He will certainly be at liberty to show to the Investigating Officer that he has no assets disproportionate to his known sources of income. I have no reason to assume that the Investigator will not consider this

aspect to the matter. At any rate, I find absolutely no merit in the prayer to quash the proceedings on the ground that the petitioner shall be able to explain his assets with the theory that his wife has a business and income therefrom. The prayer is without any merit.

3. This Crl.M.C. is, in these circumstances, dismissed.

Sd/-
(R. BASANT, JUDGE)

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P.S. to Judge